

CAUSE NO. ACT/015/025 / DOCKET NO. 92-041

IN THE MATTER OF THE POTENTIAL
PATTERN OF VIOLATIONS, INCLUDING
NOTICES OF VIOLATION N91-35-1-1,
N91-20-1-1, AND N91-26-7-2(#2),
CO-OP MINING COMPANY BEAR CANYON
MINE, ACT/015/025, EMERY COUNTY,
UTAH

NOTICE INDEX

<u>NOTICE #</u>	<u>DATE SIGNED</u>	<u>DATE PUBLISHED</u>	<u>DESCRIPTION</u>
#1	10/01/92	10/06/92	NOTICE OF HEARING ON ORDER TO SHOW CAUSE
	10/01/92	10/06/92	Cover Letter/ Emery County Progress
	10/01/92		Fax Transmission Cover Sheet & Confirmation
		10/06/92	Affidavit of Publication Emery County Progress
	10/01/92	10/07/92	Cover Letter/ Newspaper Agency
	10/01/92		Fax Transmission Cover Sheet & Confirmation
		10/06/92	Affidavit of Publication Newspaper Agency

October 7, 1992

CAUSE NO. ACT/015/025 / DOCKET NO. 92-041NOTICE INDEX

<u>NOTICE #</u>	<u>DATE SIGNED</u>	<u>DATE PUBLISHED</u>	<u>DESCRIPTION</u>
#2	11/09/92		Notice of Hearing
	11/09/92	11/13/92	Cover Letter/ Newspaper Agency
	11/09/92		Fax Transmittal Cover Sheet
			Affidavit of Publication Newspaper Agency
	11/09/92	11/09/92	Cover Letter/ Emery County Progress
	11/09/92		Fax Transmittal Cover Sheet & Confirmation
		11/10/92	Affidavit of Publication Emery County Progress
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#3	01/29/93		Notice of Hearing
	01/29/93	02/04/93	Cover Letter/ Newspaper Agency
	01/29/93		Fax Transmission Cover Sheet & Confirmation
		02/04/93	Affidavit of Publication Newspaper Agency

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CAUSE NO. ACT/015/025 / DOCKET NO. 92-041

NOTICE INDEX

<u>NOTICE #</u>	<u>DATE SIGNED</u>	<u>DATE PUBLISHED</u>	<u>DESCRIPTION</u>
#3 continued			
	02/01/93	02/02/93	Cover Letter/ Emery County Progress
	02/01/93		Fax Transmission Cover Sheet & Confirmation
		02/02/93	Affidavit of Publication Emery County Progress

February 2, 1993

AFFIDAVIT OF PUBLICATION

STATE OF UTAH)

ss.

County of Emery,)

I, Dan Stockburger, on oath, say that I am the Publisher of the Emery County Progress, a weekly newspaper of general circulation, published at Castle Dale, State and County aforesaid, and that a certain notice, a true copy of which is hereto attached, was published in the full issue of such newspaper for One (1) consecutive issues, and that the first publication was on the

2nd day of February, 1993

and that the last publication of such notice was in the issue of such newspaper dated the

..... day of, 19.....

[Signature]

Subscribed and sworn to before me this

2nd day of February, 1993

[Signature]
Notary Public

My Commission expires January 10, 1995

Residing at Price, Utah

Publication fee, \$ 40.00

NOTICE OF HEARING CASE NO. 92-041 CAUSE NO. ACT/018028

IN THE MATTER OF THE BOARD ORDER TO SHOW CAUSE FOR POTENTIAL PATTERN OF VIOLATIONS, INCLUDING VIOLATIONS OF VIOLATION N91-35-1-1 AND N91-29-7-2 (21) OF MINING COMPANY, BEAR CANYON MINE, ACT/018028, EMERY COUNTY, UTAH.

THE STATE OF UTAH TO ALL PERSONS INTERESTED IN THE ABOVE ENTITLED MATTER.

Notice is hereby given that the Board of Oil, Gas and Mining, State of Utah, will conduct a hearing on Wednesday, February 24, 1993, at 10:00 a.m., or as soon thereafter as possible, in the Boardroom of the Division of Oil, Gas and Mining, 355 West North Temple, 3 Triad Center, Suite 520, Salt Lake City, Utah.

The hearing will be conducted in accordance with Utah Code Ann. § 40-10-1 et seq. (1953, as amended), Utah Code Ann. § 63-46b-1 et seq. (1953, as amended), and the Procedural Rules of the Board.

The purpose of the proceeding will be for the Board to receive evidence and testimony and to consider whether they should suspend Co-Op Mining Company's permit to conduct mining operations at the Bear Canyon Mine based on a finding under Utah Admin. R. 645-400-382 of a pattern of violations as determined by the Division of Oil, Gas and Mining in a Findings, Conclusion and Order, issued July 27, 1992. This hearing is a continuation of this matter from a hearing held on January 8, 1993.

Natural persons may appear and represent themselves before the Board. All other representation by parties before the Board will be by attorneys licensed to practice law in the State of Utah, or attorneys licensed to practice law in another jurisdiction which meet the rules of the Utah State Bar for practicing law before the Utah Courts.

Pursuant to the Americans with Disabilities Act, persons requiring auxiliary communicative aids and services to enable them to participate in this hearing should call Janice L. Brown at 538-5340, at least three working days prior to the hearing date.

Persons interested in this matter may participate pursuant to the Procedural Rules of the Board. The Findings, Conclusion and Order, and any subsequent pleadings may be inspected in the office of the undersigned.

DATED this 29th day of January, 1993.

STATE OF UTAH
BOARD OF OIL, GAS AND MINING
James W. Carter, Chairman
-s- Janice L. Brown
Secretary of the Board
355 West North Temple
3 Triad Center, Suite 520
Salt Lake City, Utah 84103-1208
(801) 538-5340

Published in the Emery County Progress February 2, 1993.

COPY



State of Utah

DEPARTMENT OF NATURAL RESOURCES
DIVISION OF OIL, GAS AND MINING

Norman H. Bangerter
Governor

Dee C. Hansen
Executive Director

Dianne R. Nielson, Ph.D.
Division Director

355 West North Temple
3 Triad Center, Suite 350
Salt Lake City, Utah 84180-1203
801-538-5340

UTAH DIVISION OF OIL, GAS AND MINING FACSIMILE TRANSMISSION COVER SHEET

DATE:

1/29/93 2-1-93

FAX #

6037-27116

ATTN:

COMPANY

EMERY COUNTY PROGRESS

FROM:

Kim Kubota

DEPARTMENT:

DOGUM

NUMBER OF PAGES BEING SENT (INCLUDING THIS ONE):

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DEPARTMENT OF NATURAL RESOURCES
DIVISION OF OIL, GAS AND MINING

Norman H. Bangerter
Governor

Dee C. Hansen
Executive Director

Dianne R. Nielson, Ph.D.
Division Director

355 West North Temple
3 Triad Center, Suite 350
Salt Lake City, Utah 84180-1203
801-538-5340

January 29, 1993

Emery County Progress
76 West Main Street
Price, Utah 84501

To Whom It May Concern:

Re: Notice of Hearing - Docket No. 92-041, Cause No. ACT/015/025

Enclosed is a Notice of Hearing before the Board of Oil, Gas and Mining, Department of Natural Resources, State of Utah, which was faxed to you on January 29, 1993. 2-1-93

It is requested that this notice be published ONCE ONLY, no later than Tuesday, February 2, 1993. In the event that said notice cannot be published by this date, please notify me immediately by calling 538-5302.

Upon completion of this request, please send proof of publication and statement of cost to the Division of Oil, Gas and Mining, 355 West North Temple, 3 Triad Center, Suite 350, Salt Lake City, UT 84180-1203.

Sincerely,

Kim A. Kubota

Kim A. Kubota
Legal Secretary

Enclosures

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*          ** TRANSMIT CONFIRMATION REPORT **
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*      Journal No.   :   012
*      Receiver      :           801 237 2520
*      Transmitter   :   DIV OIL GAS & MINING
*      Date          :   Jan 29,93 16:29
*      Document      :   04 pages
*      Time          :   01'54"
*      Mode          :   G3 NORMAL
*      Result        :   OK
*
*****
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State of Utah
DEPARTMENT OF NATURAL RESOURCES
DIVISION OF OIL, GAS AND MINING

Norman H. Bangerter
Governor
Dee C. Hansen
Executive Director
Dianne R. Nielson, Ph.D.
Division Director

355 West North Temple
3 Triad Center, Suite 350
Salt Lake City, Utah 84180-1203
801-538-5340

UTAH DIVISION OF OIL, GAS AND MINING
FACSIMILE TRANSMISSION COVER SHEET

DATE: 11/29/93
FAX # 251-2580
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Norman H. Bangerter
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Dianne R. Nielson, Ph.D.
Division Director

State of Utah

DEPARTMENT OF NATURAL RESOURCES
DIVISION OF OIL, GAS AND MINING

355 West North Temple
3 Triad Center, Suite 350
Salt Lake City, Utah 84180-1203
801-538-5340

January 29, 1993

Newspaper Agency
Legal Desk
P.O. Box 45848
Salt Lake City, Utah 84145

To Whom It May Concern:

Re: Notice of Hearing - Docket No. 92-041, Cause No. ACT/015/025

Enclosed is a Notice of Hearing before the Board of Oil, Gas and Mining, Department of Natural Resources, State of Utah, which was faxed to you on **January 29, 1993**.

It is requested that this notice be published **ONCE ONLY**, no later than Thursday, February 4, 1993. In the event that said notice cannot be published by this date, please notify me immediately by calling 538-5302.

Upon completion of this request, please send proof of publication and statement of cost to the Division of Oil, Gas and Mining, 355 West North Temple, 3 Triad Center, Suite 350, Salt Lake City, UT 84180-1203.

Sincerely,

A handwritten signature in cursive script that reads "Kim A. Kubota".

Kim A. Kubota
Legal Secretary

Enclosures